IN THE HIGH AT HYDERABAD COURT OF JUDICATURE, ANDHRA PRADESH

(Special Original Jurisdiction)

THURSDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 12530, 13795, 14741, 15397 and 15745 of 2004

Writ Petition No.12530 of 2004.

Between:

1 The Dugaraju Patnam, P.A.C.S. Rep by member, Sannareddy Chandrabhushan Reddy, S/o. Osesha Reddy, aged 38 years, Durgarajupatnam Village, Vakadu Mandal, Nellore District.
2 The Mallam P.A.C.S. Rep by its Member, Lingareddy Chandrahasa Reddy, S/o. Narayana Reddy, Aged 47 years, Mallam Village, Chittamuru Mandal, Nellore District.
3 The Yallasiri P.A.C.S. Rep by its Member, Pochareddy Sukumar Reddy, S/o. Ramaraghava Reddy,Yallasriri Village, Chittamur Mandal, Nellore District.
4 The Chittamur P.A.C.S. Rep by its Member, Duvuru Koteswara Reddy, S/o. Krishna Reddy, Chittamur Village & Post, Chittamur Mandal, Nellore District.
5 The Kogili P.A.C.S. Rep by its Member, U. Umapathi, S/o. Tammaiah, Kogili Village, Chittamur Mandal, Nellore District.
6 The Molakalapudi P.A.C.S. Rep by its Member, Sannareddy Sudhakar Reddy,S/o. Subrahmanyam Reddy,Molakalapudi Village, Chittamur Mandal, Nellore District.
7 The Gunapadu P.A.C.S. Rep by its Member, Sannreddy Giridhar Reddy, S/o. Jayramireddy, Gunapadu Village, Chittamur Mandal, Nellore District.
8 The Vakadu P.A.C.S. Rep by its Member, Mannepalli Gunnam Naidu, S/o. Guruswamy, Vakadu Mandal, Village Nellore District.
9 The Eswara Vaka P.A.C.S. Rep by its Member, Sannareddy Murali Reddy, S/o. Krishna Reddy, Eswaravaka Village, Chittamur Mandal, Nellore District.
10 The Gollapalem, P.A.C.S. Rep by its Member, Duvuru Madhusudhana Reddy, S/o. Papa Reddy,Gollapalem Village, Chittamur Mandal, Nellore District.
11 The Thinelapudi P.A.C.S. Rep by its Member, Gandavaram Ravindra Reddy, S/o. Ramana Reddy,Thinelapadi Village, Kota Mandal, Nellore District.
12 The Siddavaram P.A.C.S. Rep by its Member, Nasina Subbaramaiah, S/o. Ramanaiah, Siddavaram Village, Kota Mandal, Nellore District.
13 The Siddavaram P.A.C.S. Rep by its Member, Marriboyna Dasaiah, S/o. Ramanaiah, Siddavaram Village, Kota Mandal, Nellore District.
14 The Kothapalem P.A.C.S. Rep by its Member, S.Gopal Reddy, S/o. Pitchi

Reddy, Kothapalem Village, Kota Mandal, Nellore District.
15 The Unguntapalem P.A.C.S. Rep by its Member, G. Narayana Reddy, S/o. Venkataiah, Unugunatapalem Village, Kota Mandal, Nellore District.
16 The Eduru Co.op. Rural Bank, Rep by its Member, M. Ramesh, S/o. Rama Naidu, Eduru Village, T.P. Gudur Mandal, Nellore District.
17 The Thallapudi P.A.C.S. Rep by its Member, Mallineni Sri Hari, S/o. Rama Naidu, Amancharla Village, Nellore Rural Mandal, Nellore District.
18 The Amancharla P.A.C.S. Rep by its Member, Mallineni Sri Hari, S/o. Rama Naidu, Amancharla Village, Nellore Rural Mandal, Nellore District.
19 The Vidavalur P.A.C.S. Rep by its Member, Mypati Papaiah, S/o. Penchalaiah, Vidavalur Village & Mandal, Nellore District.
20 The Brahmanakraka P.A.C.S. Rep by its Member, Onteru Sesha Reddy, S/o. Krishna Reddy, Brahmanakraka Village, Jaladanki Mandal, Nellore District.
21 The Amaravathi Andhra Bank, Linga Puram Village, Farmer's crop Lonee's Association Rep by its President,Garlapati Srinivas, S/o. Venkata Ramaiah, age 35 years, R/o. Lingapuram, Amaravathi Mandal,
Guntur District.

..... PETITIONER(S)

AND

1 The General Manager, Nellore District-Co-Operative Central Bank Ltd. Nellore, Nellore District.
2 The Manager, I.O.B.Nellore, Nellore District.
3 The Manager, Amarvathi, Andhra Bank, Amaravathi, Amaravathi Mandal, Guntur District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or orders more particularly in the Nature of writ of Mandamus declaring the action of the Respondents in deduction the crop Insurance premium from the crop lane advanced and to be advanced to the members of the petitioners at the rate of 1% to 8.95% towards crop insurance premium in the Khariff and rabby seasons 2004 to 2005 as illegal, arbitrary, violation of principles of natural justice.

Counsel for the Petitioners: MR.T.V.V.KOTESWARA RAO

Counsel for the Respondents 1 and 2: Mr. Deepak Bhattacharya

Counsel for 3rd Respondent: Mr. C. Chaitanya Rao.

WRIT PETITION NO : 13795 of 2004

Between:

1 The Gundlapalli Chaitanya Grameena Bank Farmers, Crop lonee's Association Rep by its President,
Karalapati Vali, S/o. Mahabu, aged 40 years, R/o. Gundlapalli, Nakarikallu Mandal, Guntur District.
2 The Medikonduru State Bank of Hyderabad Jangamguntlapalem Village

Farmers Crop lonees Association, rep. by its president, Kalli Ramireddy, S/o. Venkateswarareddy, aged 40 years, R/o.Jangamguntlapalem, Medikonduru Mandal,
3 The Amaravathi Andhra Bank Farmers crop lonee's Association Rep byits President, K. Madhusudhana Rao, S/o. Veeraraghavaiah, age 66 years, R/o. Nakarikallupadu, Guntur District.

..... PETITIONER(S)

AND

1 The Chairman, Chaitanya Grameena Bank, Brodipet, 4/1, Gunturu, Gunturu District.
2 The Manager, Medikonduru State Bank of Hyderabad Medikonduru, Medikonduru Mandal, Guntur District.
3 The Manager, Amaravathi Andhra Bank, Amaravathi, Amaravathi Mandal, Guntur District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or orders more particularly in the nature of the Writ of Mandamus declaring the action of the Respondents in deducting the crop insurance premium from the crop loans of the members of the petitioners in the khariff and rabby seasons 2004 to 2005 at the rate 1% to 8.95% from the petitioners loans released and to be released.

Counsel for the Petitioner: MR.T.V.V.KOTESWARA RAO

Counsel for the Respondents: Mr. Deepeka Bhattacharya Jee.

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WRIT PETITION NO : 14741 of 2004

Between:

1 Komaravallipadu P.A.C.S rep.by its Member, Nimmala Veerababu, S/o Subbarao, R/o Pasumarru, Chilakaluripet Mandal, Guntur District
2 The Siripuram State Bank of India, Bandarupally Village farmers Crop Lonee's Association rep.by its President, Chaganti Nageswar rao, S/o Gopaiah, Aged 50 years R/o Bandarupally, Medikonduru Mandal, Guntur District
3 The Mandadi State Bank of India Farmers Crop Lonee's Association Rep.by its Presiden, Tatikonda Anjireddy, S/o Narsireddy, R/o Potlaveedu, Veldurthy Mandal, Guntur District
4 The Siripuram State Bank of India, Siripuram Village Farmers Crop Lonee's

Association Rep.by its President, Kadiyala Purnachendra Shekarrao, S/o Seetharamaiah, aged 64 years, R/o Siripuram, Medikonduru Mandal, Guntur District

..... PETITIONER(S)

AND

1 The General Manager, Guntur District Co-operative Central Bank, Guntur District
2 The manager, State Bank of India, Siripuram Branch, Siripuram, Medikonduru mandal, Guntur District
3 The Manager, Mandadi State Bank of India, Situated at Macherla, Macherla Taluk, Guntur District

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or orders more particularly in the nature of the Writ of Mandamus declaring the action of the respondents in deducting the crop insurance premium from the loans of the members of the petitioners in the Khariff and rabby seasons 2004 to 2005 at the rate of 1% to 8.95% from the petitioners loans.

Counsel for the Petitioner: MR.T.V.V.KOTESWARA RAO

Counsel for the Respondents 1 and 2: Mr. Deepak Bhattacharya Jee

Counsel for 3rd Respondent: Mr. Ch. Chaitanya.

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WRIT PETITION NO : 15397 of 2004

Between:

1 The Pulipadu Chaitanya Grameena Bank, Daida Village Farmers Crop Lonee's Association rep.by its President, Lavuri Nageswara Naik, S/o Mamanaik, aged about 50 years, R/o Daida, Gurajala Mandal, Guntur District
2 The Siripuram State Bank of India, Paladugu Village Farmers Crop Lonee's Association rep.by its President, Kavuri Seetha Ramaya, S/o Muraharirao, aged 38 years R/o Paladugu, Medikonduru Mandal, Guntur District
3 The Medikonduru State Bank of Hyderabad Farmers Crop Lonee's Association rep.by its President, Patiperavva, S/o Bushaiah, aged 49 years, Medikonduru Mandal, Guntur District R/o Velavathypadu
4 The Siripuram State Bank of India, Mandadi Village Farmers Crop Lonee's Association rep.by its President V.Sivaramkrishna Reddy, S/o Buchiremareddy, aged 56 years R/o Mandadi, Medikonduru Mandal, Guntur District
5 The Thummalacheruvu State Bank of India, Veerapuram Village Farmers Lonees Association rep.by its President M.Sreedhar, S/o Baburao, Aged 24 years,

Veerapuram, Guntur District

..... PETITIONER(S)

AND

1 The Chairman, Chaitanya Grameena Bank, Brodipet, 4/1, Gunturu, Guntur District
2 The Manager, Siripuram State Bank of India, Siripuram, Medikonduru Mandal, Guntur District
3 The Manager, Medikonduru State Bank of Hyderabad Medikonduru, Medikonduru Mandal, Guntur District
4 The manager, Tummalacheruvu State Bank of India, Tummalacheruvu, Piduguralla Mandal, Guntur District

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or orders more particularly in the nature of the Writ of Mandamus declaring the action of the respondents in deducting the crop insurance premium from the loans of the members of the petitioners in the Khariff and rabby seasons 2004 to 2005 at the rate of 1% to 8.95% from the petitioners loans released and to be released as illegal, arbitrary, violation of provisions of Constitution of India

Counsel for the Petitioner:MR.T.V.V.KOTESWARA RAO

Counsel for the Respondent No 1 : Mr. Ch. Chaitanya

Counsel for Respondents 2 to 4: Mr. Deepak Bhattacharya Jee.

WRIT PETITION NO : 15745 of 2004

Between:

1 The Kineraoady Chaitanaya Grameena Bank Farmers Crop Lonee's Association, Rep. by its President, Kallam Srinivasa Reddy, S/o. Krishna Reddy, R/o. Komerapudi, Guntur District.
2 The Tummalacheruvu State Bank of India, Karalapadu Village Farmers Crop Lonees Association, Rep. by its President, Yalavarthy Mallikarjuna Reddy, S/o. Pulla Reddy, age 37 Years, R/o. Karalapadu, Piduguralla Mandal, Guntur District.

..... PETITIONER(S)

AND

1 The Chairman, Chaitanya Grameena Bank, Brodipet, 4/1, Guntur District, Guntur.
2 The Manager, Tummalacheruvu State Bank of India, Tummalacheruvu, Piduguralla Mandal, Guntur District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or orders more particularly in the nature of the Writ of Mandamus declaring the action of Respondents in deducting the Crop Insurance premium from the loans of the members of the petitioners in the Khariff and rabby seasons 2004 to 2005 at the rate of 1% to 8.95% from the petitioners loans released and to be released as illegal, arbitrary, violation of provisions of Constitution of India

Counsel for the Petitioners: MR.T.V.V.KOTESWARA RAO

Counsel for the first Respondent : Mr. Ch. Chaitanya

Counsel for second Respondent: Mr. Deepak Bhattacharya Jee.

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WRIT PETITION NOS.12530, 13795, 14741, 15397 AND 15745 OF 2004.

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ORDER:-

It is represented by the learned counsel for the petitioner in all these five writ petitions that these writ petitions have become infructuous.

Recording the above, these five writ petitions are dismissed as having become infructuous.

11—11—2004.

Stv/-

To

1 The General Manager, Nellore District-Co-Operative Central Bank Ltd.
Nellore, Nellore District.
2 The Manager, I.O.B.Nellore, Nellore District.
3 The Manager, Amarvathi, Andhra Bank, Amaravathi,
Amaravathi Mandal, Guntur District.

4 The Chairman, Chaitanya Grameena Bank, Brodipet, 4/1, Gunturu, Gunturu District.
5 The Manager, Medikonduru State Bank of Hyderabad Medikonduru, Medikonduru Mandal, Guntur District.
6 The General Manager, Guntur District Co-operative Central Bank,
Guntur District
7 The manager, State Bank of India, Siripuram Branch, Siripuram, Medikonduru mandal, Guntur District
8 The Manager, Mandadi State Bank of India, Situated at Macherla, Macherla Taluk, Guntur District

9 The manager, Tummalacheruvu State Bank of India, Tummalacheruvu, Piduguralla Mandal, Guntur District

10 Two C.D. Copies.